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PATENT APPLICATION  
USSN: 09/759,392



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Keith A. Lowery, et al.  
Application Serial No.: 09/759,392  
Filing Date: January 12, 2001  
Group Art Unit: 2155  
Examiner: Michael Young Won  
Title: METHOD AND SYSTEM FOR COMMUNITY  
DATA CASHING

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

EXPRESS MAIL CERTIFICATE NO.: EV 732497104 US	
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Name:	<u>Willie Jiles</u> Willie Jiles
Date:	<u>September 27, 2005</u>

EV732497104US

**SUMMARY OF TELEPHONIC INTERVIEW**

**PURSUANT TO CFR §1.133**

Applicants' attorney, Mr. Matthew A. Hayenga, conducted a telephonic interview with Examiner Won on September 12, 2005. Applicants submit this summary of the telephonic interview to record Applicants' understanding of the substance of the interview. If applicants' understanding is inaccurate, notice of such is appreciated.

In a telephone conference on September 12, 2005, Mr. Hayenga and Examiner Won discussed U.S. Patent No. 5,864,854 issued to Boyle ("Boyle") and the rejection of Claim 1 of the present application. Mr. Hayenga explained that the claim language of claim 1 explicitly recites a primary distribution of a plurality of cache shares among a plurality of

clients and a secondary distribution of the same plurality of cache shares among the same plurality of clients, but that the *Boyle* reference teaches distributions of cache shares among different pluralities clients. During the telephone conference, it was agreed to that the *Boyle* reference did not anticipate the claimed invention. Examiner Won indicated that he would withdraw the finality of the Office Action mailed August 1, 2005, and that further searching and consideration would be needed.

Although Applicants believe no fees are due, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. **02-0384** of **Baker Botts L.L.P.**

Respectfully submitted,

BAKER BOTT S L.L.P.  
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Date: September 27, 2005

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